



***Town of Tyngsborough  
Conservation Commission***

25 Bryants Lane  
Tyngsborough, Massachusetts 01879-1003  
Office: (978) 649-2300 ext. 116  
Fax: (978) 649-2301

Minutes  
July 8, 2014  
**APPROVED**

**Present:**

**BM:** Brian Martin      **PM:** Pat Mical      **JK:** Jeff Kablik      **LG:** Lucy Gertz      **LB:** Linda Bown  
**MM:** Matt Marro

**Absent:**

**ES:** Ed Smith      **JE:** Jerry Earl

**Attachments:**

1. Agenda
2. 21 Red Gate Rd. Notice of Intent Application & Plan – 6/22/14

**7:00pm**      BM opened meeting

**7:02pm**      **21 Red Gate Rd. (M14, P7, L0) – Notice of Intent, DEP# 309-0875** to remove the foundation & remains of a home destroyed by fire, and to construct a single family dwelling, retaining wall, driveway, and associated grading and utilities within the 100ft. Buffer zone.

**JK:** Motion to waive the reading of the legal notice & abutters list.

**PM:** 2<sup>nd</sup> the motion

**In Favor: 5 Opposed: 0 Absent: 2**

**Passes: 5-0-2**

Engineer Steve Eriksen appeared before the Commission for the applicant. Mr. Eriksen explained that this home was recently completely destroyed by a fire. The homeowner intends to rebuild the structure further away from the buffer zone than the original dwelling at 62' from the resource area. The area of construction is currently all lawn area with a relatively flat surface. The existing grades would not be altered due to the existing flat conditions. Mr. Eriksen went on to say that all of the work would be contained within the existing chain-link fenced yard, and all debris would be completely removed from the site. In addition, there is no flood plain on this lot. There were no abutters present to speak for or against this project.

The Commission was satisfied with the design and placement of the home further away from the buffer zone. MM noted that NHESP & MESA filings were required and he hasn't heard back from then yet on this project. Once we do, he recommended issuing a Standard Order of Conditions.

**JK:** Motion to close the public portion of the hearing

**PM:** 2<sup>nd</sup> the motion

**In Favor: 5 Opposed: 0 Absent: 2**

**Passes: 5-0-2**

**JK:** Motion to issue a Standard Order of Conditions for 21 Red Gate Rd. per plans dated 6/22/14.

**PM:** 2<sup>nd</sup> the motion

**In Favor: 5 Opposed: 0 Absent: 2**

**Passes: 5-0-2**

**Discussion:**

- **Sherburne Nature Center/Trails Committee Update** – No update.

**Administrative:**

1. **Minutes:**

**JK:** Motion to approve the minutes as written from the June 24, 2014 meeting

**PM:** 2<sup>nd</sup> the motion

**In Favor: 5 Opposed: 0 Absent: 2**

**Passes: 5-0-2**

**7:15pm**

**JK:** Motion to adjourn

**PM:** 2<sup>nd</sup> the motion

**In Favor: 5 Opposed: 0 Absent: 2**

**Passes: 5-0-2**

Respectfully for the Conservation Commission,

Pamela Berman  
Administrative Assistant